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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 ROBERT BOSCH LLC,

11 Plaintiff,

12 v.

13 NINGBO XINHAI AIDUO
14 AUTOMOBILE WIPER BLADE
MANUFACTOR CO., LTD.,

15 Defendant.

Case No. 2:14-cv-01855-LDG (CWH)

ORDER

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17 Presently before the Court is a Motion for Default Judgment (#10) filed by plaintiff
18 Robert Bosch LLC (“Bosch”). Bosch has shown that the summons and complaint were
19 served upon Defendant Ningbo Xinhai Aiduo Automobile Wiper Blade Manufactory Co.,
20 Ltd. (“Aiduo”) on November 5, 2014. Aiduo has failed to appear or otherwise respond to the
21 Complaint. Bosch sought entry of default on December 17, 2014, and Default against
22 Aidou was entered on December 18, 2014. In moving for default judgment, Bosch has
23 shown that this Court has jurisdiction over Aiduo. Bosch would be prejudiced if default
24 judgment is not entered in its favor as it would be left without any remedy. Bosch has
25 sufficiently alleged a claim arising under the patent laws of the United States, having
26 alleged that it is the owner of the asserted patents, and that Aiduo has infringed and

1 continues to infringe on those patents. As Aidou has failed to appear or otherwise
2 respond, the truth of these allegations is deemed established. As a result of Aidou's failure
3 to appear, and the establishment of the facts alleged in the complaint, there is little
4 likelihood that any genuine dispute exists. As established, Bosch's claim is meritorious.
5 Bosch is not seeking monetary damages, but is seeking permanent injunctive relief. As
6 Aidou has failed to appear or otherwise respond, and as Bosch has shown that Aidou was
7 served with the summons and complaint, the Court cannot find that Aidou's default was
8 due to excusable neglect. Further, as Aidou's default was not due to excusable neglect,
9 the policy favoring a decision on the merits is not implicated. Accordingly,

10 THE COURT **ORDERS** that Plaintiff Robert Bosch, LLC.'s Motion for Default
11 Judgment (#10) is GRANTED.

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DATED this 13 day of June, 2015.

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Lloyd D. George
United States District Judge